



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of  
Lloyd G. Burrell et al.

Serial No.: 09/805,027

Group Art Unit: 2822

Filed: March 12, 2001

Examiner: M. Guerrero

For: COPPER TO ALUMINUM INTERLAYER INTERCONNECT USING  
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Commissioner of Patents and Trademarks  
Washington, D.C. 20231

## RESPONSE TO REQUIREMENT FOR RESTRICTION

Sir:

In response to the Office Action mailed June 18, 2002, Applicants provisionally elect, without traverse, the invention of Group II, claims 1 - 10, for further prosecution on their merits.

## REMARKS

Claims 1 - 16 remain active in this application.  
No new matter has been introduced into the application.

Restriction has been required between the inventions of Group I, claims 11 - 16, drawn to a method, and Group II, claims 1 - 10, drawn to a semiconductor device. A provisional election of the invention of Group II, as identified by the Examiner, has been made without traverse, above. As the undersigned is presently advised, the inventorship, as stated, remains correct in regard to the elected claims. Non-elected claims have been retained in the application but will be canceled upon filing of a divisional application. Early and favorable action on claims 1 - 10 is now respectfully requested.

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Since all rejections, objections and requirements contained in the outstanding official action have been fully answered, it is respectfully submitted that reconsideration is now in order under the provisions of 37 C.F.R. §1.111(b) and such reconsideration is respectfully requested. Upon reconsideration, it is also respectfully submitted that this application is in condition for allowance and such action is therefore respectfully requested.

If an extension of time is required for this response to be considered as being timely filed, a conditional petition is hereby made for such extension of time. Please charge any deficiencies in fees and credit any overpayment of fees to Deposit Account No. 09-0458 of International Business Machines Corporation (E. Fishkill).

Respectfully submitted,



Marshall M. Curtis  
Reg. No. 33,138



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